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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D C 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/027,813	12/19/2001	Robert G. Batchko	020882-000510

CONFIRMATION NO. 9477

29892
GARY T. AKA
12930 SARATOGA AVENUE
SUITE D1
SARATOGA, CA 95070

**COPY OF PAPERS
ORIGINALLY FILED**

FORMALITIES LETTER



OC000000008314679

Date Mailed: 06/19/2002

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted



The U.S. Patent and Trademark Office has received your reply on 05/31/2002 to the Notice to File Missing Parts (Notice) mailed 02/14/2002 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e));

*A copy of this notice **MUST** be returned with the reply.*

M. Leydon

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

Please type a plus sign (+) inside this box →

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL FORM

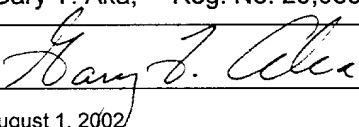
(to be used for all correspondence after initial filing)

		Application Number	10/027,813
		Filing Date	December 19, 2001
		First Named Inventor	Robert G. Batchko
		Group Art Unit	2814
		Examiner Name	Unknown
Total Number of Pages in This Submission	13	Attorney Docket Number	020882-000510

ENCLOSURES (check all that apply)

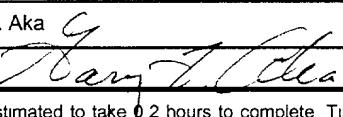
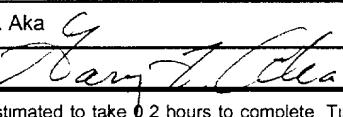
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input checked="" type="checkbox"/> Response to Missing Parts/ Incomplete Application <input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Return Postcard <input type="checkbox"/> Other Enclosure(s) (please identify below).	
		<input type="checkbox"/> Communication	
		<div style="border: 1px solid black; padding: 5px; text-align: center;"> At this time, the undersigned attorney does not have a Deposit Account and requests that he be contacted at the address below for any additional fees due. </div>	
		<div style="border: 1px solid black; padding: 5px; text-align: center;"> Remarks </div>	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm and Individual name	Law Offices of Gary T. Aka Gary T. Aka, Reg. No. 29,038
Signature	
Date	August 1, 2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:

Typed or printed name	Gary T. Aka 		
Signature		Date	August 1, 2002

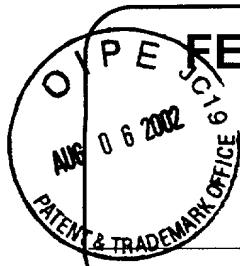
Burden Hour Statement This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO Assistant Commissioner for Patents, Washington, DC 20231

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PTO/SB/17 (11-00)

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**FEES TRANSMITTAL
for FY 2002**

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT (\$ 720)

<i>Complete if Known</i>	
Application Number	10/027,813
Filing Date	December 19, 2001
First Named Inventor	Robert G. Batchko
Examiner Name	Unknown
Group Art Unit	2814
Attorney Docket No.	020882-000510

METHOD OF PAYMENT (check one)

1. The Commissioner is hereby authorized to charge indicated fees and credit any over payments to.

Deposit Account Number

50-1957

Deposit Account Name

Law Offices of Gary T. Aka

Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

Applicant claims small entity status. See 37 CFR 1.27

2. Payment Enclosed

Check Credit card Money Order Other

FEE CALCULATION

1. **BASIC FILING FEE**

Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description	Fee Paid
101	740	201	370	Utility filing fee	
106	330	206	165	Design filing fee	
107	510	207	255	Plant filing fee	
108	740	208	370	Reissue filing fee	
114	160	214	80	Provisional filing fee	

SUBTOTAL (1)

(\$)

2. **EXTRA CLAIM FEES**

Total Claims	-20**	=	Extra Claims	X	Fee from below	=	Fee Paid
Independent Claims	-3**	=		X		=	
Multiple Dependent			X			=	

Large Entity Small Entity

Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description
103	18	203		Claims in excess of 20
102	84	202		Independent claims in excess of 3
104	280	204		Multiple dependent claim, if not paid
109	84	209		** Reissue independent claims over original patent
110	18	210		** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES	Large Entity Fee Code	Fee (\$)	Small Entity Fee Code	Fee (\$)	Fee Description	Fee Paid
	105	130	205	65	Surcharge - late filing fee or oath	
	127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
	139	130	139	130	Non-English specification	
	147	2,520	147	2,520	For filing a request for reexamination	
	112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
	113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
	115	110	215	55	Extension for reply within first month	
	116	400	216	200	Extension for reply within second month	
	117	920	217	460	Extension for reply within third month	
	118	1,440	218	720	Extension for reply within fourth month	720
	128	1,960	228	980	Extension for reply within fifth month	
	119	320	219	160	Notice of Appeal	
	120	320	220	160	Filing a brief in support of an appeal	
	121	280	221	140	Request for oral hearing	
	138	1,510	138	1,510	Petition to institute a public use proceeding	
	140	110	240	55	Petition to revive – unavoidable	
	141	1,280	241	640	Petition to revive – unintentional	
	142	1,280	242	640	Utility issue fee (or reissue)	
	143	460	243	230	Design issue fee	
	144	620	244	310	Plant issue fee	
	122	130	122	130	Petitions to the Commissioner	
	123	50	123	50	Petitions related to provisional applications	
	126	180	126	180	Submission of Information Disclosure Stmt	
	581	40	581	40	Recording each patent assignment per property (times number of properties)	
	146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))	
	149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))	
	179	740	279	370	Request for Continued Examination (RCE)	
	169	900	169	900	Request for expedited examination of a design application	
	Other fee (specify) _____					

*Reduced by Basic Filing Fee Paid

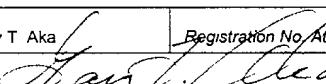
SUBTOTAL (3)

(\$ 720)

The Commissioner is authorized to charge any additional fees to the above noted Deposit Account.

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Gary T. Aka	Registration No. Attorney/Agent)	29,038	Telephone	(650) 564-9888
Signature					

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement. This form is estimated to take 0 2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231 DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS SEND TO Assistant Commissioner for Patents, Washington, DC 20231 (SF 1156686 v1)